

**STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
BOARD OF REGISTERED NURSING MINUTES**

DATE: September 8-9, 2005

TIME: 9:00 am Both Days

LOCATION: Hilton Sacramento Arden West
2200 Harvard Blvd.
Sacramento, CA 95815

PRESENT: LaFrancine Tate, Vice President
Carmen Morales-Board, MSN, RN, NP
Elizabeth O. Dietz, Ed.D. RN,CS-NP
Grace Corse, RN
Janice Glaab, Public Member
Jill Furillo, RN (absent 9/9/05)
Mary C.Hayashi, Public Member
Orlando H. Pile, M.D.
Susanne Phillips, MSN, RN

NOT PRESENT:

ALSO PRESENT: Ruth Ann Terry, MPH, RN, Executive Officer
Susan Brank, Assistant Executive Officer
Elliot Hochberg, Manager, Enforcement Program
Lisa Kawano, Diversion/Probation Program Manager
Heidi Goodman, Manager, Licensee & Administrative Services
Louisa Gomez, Manager, Licensing Standards & Evaluation; Advanced Practice
Louise Bailey, MEd, RN, Supervising NEC
Miyo Minato, NEC, RN
Grace Arndt, MSN, RN, NEC
Badrieh Caraway, RN, MS, Med, NEC
Carol Mackay, RN, NEC
Katie Daugherty, MN, RN, NEC
Kay Weinkam, MS, RN, NEC
Janette Wackerly, MBA, RN, NEC
Jonathan Lew, Administrative Law Judge
Elena Almanzo, Deputy Attorney General
Jessica M Amgwerd, Deputy Attorney General
Albert Balingit, Legal Counsel
Christina Sprigg, Enforcement Program
Eleanor Calhoun, Recording Secretary

Thursday, September 8, 2005

1.0 CALL TO ORDER

L. Tate, Board Vice President, called the meeting to order at 9:10 am and had the Board members introduce themselves. The Board welcomed students from Sierra College, De Anza College, Yuba City College, and American River College.

2.0 DISCIPLINARY MATTERS

The Board convened in closed session pursuant to Government Code Section 11126(c)(3) to deliberate on disciplinary matters including but not limited to those listed on the agenda, and pursuant to Government Code Section 11126(e)(1,2(A)) to confer with Legal Counsel regarding pending litigation.

Termination of Probation

PORTILLO, Jorge Danilo

GRANTED

Reinstatements

HALE-BERTHEOLA, Rebecca

GRANTED, 3 years probation

RICHARDSON, Elton Louise

GRANTED, 5 years probation

CONSTANTINO, Lisa

GRANTED, 3 years probation

SETTLES, Rebecca

GRANTED, 3 years probation

Closed Session Discussion Items

L. Tate, Board Vice President, called the closed session meeting to order at 12:45 pm. The closed session adjourned at 2:10 pm.

Friday, September 9, 2005

L. Tate, Board Vice President, called the meeting to order at 9:04 am and had the Board members introduce themselves.

3.0 OPEN FORUM

No one came forward to address the Board.

4.0 APPROVE/NOT APPROVE MINUTES OF June 23-24, 2005.

Minutes approved with correction.

MSC: Pile/Corse that the Board approve minutes from the June 12-13, 2003 Board meeting.
8/0/0

5.0 REPORT ON BOARD MEMBERS' ACTIVITIES

L. Tate attended NCSBN Delegate Assembly in Washington, D.C. on August 2-5, 2005. Also attended a Diversion workshop to observe the processes of other state boards.

6.0 EXECUTIVE OFFICERS' REPORT ON BOARD AND DEPARTMENT ACTIVITIES

R. Terry presented this report

1.0 Board's Budget Update

Attorney Rate Increases – Effective July 1, 2005, the AG hourly rate increased from \$139 to \$146 statewide, and paralegal hourly rates increased from \$91 to \$92. The Board's AG line item was augmented by \$238,395 to address the increase. However, the Department of Personnel Administration (DPA) also had an increase in its attorney hourly rates to match the AG rates. Department of Finance indicated that no new funding was included in the 2005 Budget Act for the DPA rate increases and, therefore, state agencies are being required to absorb the increased rates within existing budgeted resources.

Legislative Budget Change Proposal (BCP) – The Board was approved for a \$145,000 Workforce BCP in FY 2004/05 and on going as a special line item. Due to a technical error, DCA budget office did not include this as a special planning estimate adjustment last fall for the FY 2005/06 budget, despite the fact that it was approved. Upon realizing the technical error, DCA budget office immediately contacted DOF. Although DOF analyst agreed to a technical budget adjustment, the Legislative consultants would not make the necessary adjustment to the Board's budget. As a result, BRN's FY 2006/07 will be increased to reflect the \$145,000, and on an ongoing basis; however, DOF was not able to increase our FY 2005/06 budget authority. This Legislative BCP took effect in January 2005; therefore funds are available through December 31, 2005. Any expenses incurred during the second half of current budget year will need to be absorbed by the Board.

Workload and Revenue – A. Valim, the Board's Budget Analyst, completed the Workload and Revenue Schedule for FY 2004/05. A chart showing the actual workload for each revenue category for the five previous years as well as the projected workload volume for the next two fiscal years was provided for review. Following is a sampling of the trends that were noted in various revenue categories:

The number of RNs increased by 3.4% this past fiscal year. RNs endorsing into California is up slightly by 4.8% from prior year, with 11,186 endorsing in. However, RNs endorsing their license to another state is up 10.96% with 10,327 leaving. The RN may still maintain an active California RN license.

Purchase of Equipment for FY 2006/07 – The BRN is requesting the following major equipment, this equipment is valued over \$5,000 per item: a digital copier for the South El Monte Office and a microfilm reader/printer for the Sacramento Office. The minor equipment, valued at less than \$5,000, being requested is: 53 personal computers, 6 laptop computers, 3 LAN printers, a color printer, 2 fax machines, a projection system and two microfilm readers. Updating the Board's equipment enables staff to keep pace with the constant changes with computers and programs as well as enabling staff to work more efficiently.

2.0 Department of Consumer Affairs (DCA) Updates

Board Member Orientation – Board Members are required to attend DCA's Board Member Orientation within one year of their appointment in accordance with Business and Professions Code Section 453. The next Board Member Orientation is scheduled for September 21, 2005, at the Holiday Inn in Santa Ana. The next scheduled date is

December 7, 2005, which will be held in Sacramento, location and time are to be determined.

iLicensing System 2005 – DCA has been working with existing clients of this system, the BRN was the pilot in 2001, for accepting credit card payments using the Internet to renew a license, change an address of record or begin the endorsement application process to research, design and develop a new system that will allow all DCA regulatory programs the ability to accept a variety of applications and associated fees using the Internet through a secured environment.

Beginning later this month through November 2005, representatives from all DCA programs will be attending a number of vendor demonstrations, which gives the vendors the opportunity to show how they would provide DCA with an enterprise system for iLicensing. This new system is looking for an electronic storefront that can be placed in front of the Applicant Tracking System (ATS) and the Consumer Affairs System (CAS). The focus of these demonstrations will provide a technology direction and not a solution or vendor at this time. There are several representatives from the Board attending these demonstrations.

Move Update – The latest information indicates that the Board is slated to move on Friday, December 9, 2005, to its new location at 1625 North Market Blvd., Sacramento. The new location will provide new workstations, filing systems for several units, a new telephone system and free parking. Additionally, the Board's telephone numbers will change. The Transportation Survey Results are in with 245 employees responding. The survey showed that out of the 102 commuters who use a shuttle bus to/from downtown Sacramento to the Natomas area, if DCA pays for the shuttle, only 29 commuters are willing to pay for the shuttle. DCA provided resources for staff that want to rideshare or take public transportation.

3.0 California Health Care Communication Partnership

Louise Bailey and Heidi Goodman continue to participate on the Board of Pharmacy's steering committee and the on-going efforts to keep healthcare consumers informed on health related issues. The 2005 Fall Campaign received a \$10,000 grant from the Oliver and Jennie Donaldson Charitable Trust to cover development of certain aspects of "It's Your Life Breast and Prostate Cancer Awareness Campaign". This information will appear on the Board's Website under "What's New", by the end of September.

4.0 Personnel

The following personnel changes have transpired since the last Board Meeting:

<u>New Hires</u>	<u>Classification</u>	<u>Board Program</u>
Mary Giles	Office Services Sup II	Licensing
John Perez	Office Services Sup I	Licensing
Jimmy Lam	Key Data Operator	Licensing Support
Marc Cardenas	Office Technician	Renewals
Nancy Van Vooren	Office Technician	Licensing
Moises Yanez	Assoc Governmental Program Analyst	Licensing

<u>Promotions</u>	<u>Classification</u>	<u>Board Program</u>
Lorraine Clarke	Management Services Tech	Diversion
Eleanor Calhoun	Administrative Asst II	Admin

<u>Separations</u>	<u>Classification</u>	<u>Board Program</u>
Vivian Lin	Key Data Operator	Licensing
Wesley Miyamura	Assoc Governmental Program Analyst	Probation

Retirement

Lorna Hayes began her state career with the Department of Justice in 1972. She joined the Board of Registered Nursing in 1993 becoming an international evaluator with the Licensing Program, then promoting to a Case Management Analyst in the Board's Enforcement Program in 1996. In her retirement, Lorna plans to become an ombudsman for the elderly and teaching her gardening skills to children. Congratulations Lorna on your retirement!

Hurricane Katrina Relief Efforts

In response to Hurricane Katrina Relief Efforts, the Board's website was immediately updated with a link to provide contact information to link with emergency coordinators in Louisiana, Mississippi, Alabama and Texas. This enabled California RN's to readily register and deploy to areas of need. The Board sought assistance from the California Nurses Association and the California Hospital Association to relay the BRN Hurricane link to all of their members; waived fees for license verification for RN volunteers by states impacted by the hurricane; conferred with NCSBN and individual state boards of nursing to ensure that California was providing all assistance possible.

The Board reviewed its own disaster response plan, as posted on the website, to ensure that California is prepared to accept out of state RN volunteers if needed during a declared state of emergency in California.

7.0 REPORT OF THE ADMINISTRATIVE COMMITTEE

L. Tate, Chairperson

7.1 Information Only: Board of Registered Nursing Committee Appointments

R. Terry presented this report

Due to term expirations and new appointments to the Board, the committee assignments were revised as follows:

ADMINISTRATIVE COMMITTEE

LaFrancine Tate, Vice President
Ruth Ann Terry, MPH, RN, Executive Officer

EDUCATION/LICENSING COMMITTEE

Carmen Morales-Board, MSN, RN, NP, Chair
Jill Furillo, RN
Elizabeth O. Dietz, Ed.D., RN, CS-NP
Grace Corse, RN

Staff Liaisons

Miyo Minato, MN, RN, NEC

NURSING PRACTICE COMMITTEE

Grace Corse, RN Chair

Carmen Morales-Board, MSN, RN, NP

Susanne Phillips, MSN, RN

Staff Liaison

Janette Wackerly, MBA, RN, NEC

LEGISLATIVE COMMITTEE

LaFrancine Tate, Chair

Orlando H. Pile, MD

Mary C. Hayashi

Staff Liaison

Louise Bailey, MEd, RN, Supervising NEC

DIVERSION/DISCIPLINE COMMITTEE

Jill Furillo, RN, Chair

LaFrancine Tate

Janice Glaab

Staff Liaisons

Elliot Hochberg, Enforcement Program Manager

Lisa Kawano, Diversion/Probation Program Manager

7.2 Information Only: Appointment of BRN Nominating Committee

R. Terry presented this report

A nomination is the formal presentation to the Board of the name of a member as a candidate for a particular office. Nominations from the floor are always permitted even if the initial nominations are made by a nominating committee or in another fashion. Nominations do not require seconds.

Board Members who are interested in serving as officers should submit a letter of interest to the chair of the Nominating Committee by the date requested by the committee. The statement should/may include a brief statement describing why they would like to serve.

Letters of interest are due to the committee no later than November 7, 2005.

Carmen Morales-Board was appointed to chair the Nominating Committee. Orlando Pile and Mary Hayashi will serve on the committee.

7.3 Information Only: Appointments to NCSBN Committees

R. Terry presented this report

Most business of the National Council of State Boards of Nursing is done in committee meetings prior to the delegate assembly. The committees are comprised of Board Members and staff from various boards and territories.

Following are staff members and the committees they have been appointed to:

Ruth Terry – Finance Committee

Elliot Hochberg – Discipline Resource Advisory Panel

Louise Bailey – Exam Committee

Katie Daugherty – Committee on Regulatory Excellence Advisory Panel

7.4 Information Only: Report on NCSBN Delegate Assembly

R. Terry presented this report

R. Terry, L. Tate, and L. Bailey attended the National Council Delegate Assembly on August 2-5, 2005 in Washington, D.C.

NCSBN has approved monies for two members from each jurisdiction, generally the Board President and the Executive Officer to attend the meetings to ensure that individuals participate in the process.

Action items that were approved are as follows:

- Delegation position paper entitled “Working with others delegation and other healthcare interfaces”. J. Wackerly, a nursing education consultant with the BRN was an active participant on this committee.
- Model Act and Rules for Delegation in Nursing Assistant Regulatory Model. These are rules and regulations that can serve as guidelines if any state wants to propose new regulations.
- Nursing Education Clinical Instruction in Prelicensure Nursing Programs. Nursing education programs have both theory and clinical, hands on practice.
- Concept Paper on Clinical Background Checks

Delegate Assembly 2006 will be held in Salt Lake City, Utah.

7.5 Information Only: Update on Nurse Workforce Activities

S. Brank presented this report

A copy of a list developed by the California Labor and Workforce Development Agency summarizing the seven areas of funding was established under the Governor’s 2005 Nursing Education Initiative was provided for review. Board staff was asked to work on a number of the initiative’s components:

- Proposal Review. Two Board Nursing Education Consultants, M. Minato and B. Caraway, participated in proposal reviews for two days in Sacramento to award Workforce Investment Act funding for nursing education expansion in July 2005.
- Clinical Simulation Laboratories. L. Bailey and S. Brank are providing input to the Employment Development Department on the process and criteria for awarding \$750,000 to establish regional clinical simulation laboratories in underserved rural areas.
- Agency Work Group Participation. The California Labor and Workforce Development Agency has formed four working groups to assist in implementing the Nursing Education Initiative and to develop additional ideas to address the nursing workforce issues. The Board is represented on three of the four of the committees as follows:
Educational Capacity Expansion. R. Terry, M. Minato, and S. Brank
Alternative Educational Opportunities. M. Minato
Legislative Issues. L. Bailey
 The fourth working group is the Financial Issues group. If issues arise that would affect the Board, then Board staff would participate.
- 2006 Survey of RNs. Staff are developing an interagency agreement to conduct the biannual survey in Spring of 2006.

The Board will continue to provide consultation to State Agencies on nurse workforce issues.

7.6 Information Only: Update on Education Advisory Committee Activities

R. Terry presented this report

The Education Advisory Committee (EAC) continues to work on developing the pilot online consolidated survey for nursing education programs in California. On July 12, 2005, the Committee met to finalize the data items for the online survey.

There are several major differences between this new survey and the Board's previous annual report survey. These differences include:

- The new survey meets the data needs of the BRN as well as the other interested organizations and agencies.
- It replaces the former BRN Annual Report Survey and other instate surveys which nursing education programs have been asked to complete in the past.
- A research firm, MGT of America, has been retained to design the online aspects of the survey, to perform data analysis and to conduct follow-up evaluations.
- Data generated from this new survey will be administered by the BRN exclusively.
- Other interested organizations and agencies may request permission from the Board to access this database in order to conduct further research.
- The Board will approve access to those researchers who meet the criteria established by the Board. This criteria is necessary to maintain confidentiality regarding individual nursing programs.

- Survey participants will include both pre-licensure and post-licensure nursing education programs in California.
- The time frame for conducting the online survey is October 1, 2005 to October 31, 2005.
- To assist program respondents, two 800 toll free numbers will be provided to answer queries regarding survey content and to resolve technical difficulties.
- Each nursing program will also receive a CD-ROM program to assist with the efficient collection of the necessary data in future years.

A copy of the revised Timeline and Work Plan, and the letter from the BRN to Deans/Directors of Nursing Education Programs, introducing the pilot online consolidated survey, were provided for review.

Funding for this project is provided by the California Community College Chancellor's Office and a grant from the Gordon and Betty Moore Foundation.

7.7 Information Only: Tentative Board Meeting Dates and Locations for 2006

R. Terry presented this report

Board meeting dates for 2006 are scheduled as follows:

February 16-17, 2006

April 6-7, 2006

June 8-9, 2006

September 7-8, 2006

December 7-8, 2006

Locations have not yet been determined. Please refer to the Board's website for updates on dates and locations of Board meetings, www.rn.ca.gov

8.0 REPORT OF THE LEGISLATIVE COMMITTEE

L. Tate, Chairperson

8.1 Adopt/Modify: Positions on bills of interest to the Board.

L. Bailey presented this report

AB 232 Arambula: Community Colleges: Registered Nursing Programs

2-year bill

AB 446 Negrete McLeod: License Settlement Agreements

MSC: Pile/Morales-Board that the Board support AB 446. 8/0/0

AB 657 Karnette: Pharmacies: Prescription Containers: Labels

2-year bill

AB 702 Koretz: Nursing Education

To Governor

AB 1116 Yee: Community Care Facilities: Foster Children: Injections

MSC: Pile/Glaab that the Board support AB 1116. 8/0/0

AB 1184 Koretz: Nurses and Certified Nurse Assistants: Overtime

To Governor

AB 1280 Maze: Public Postsecondary Education: Baccalaureate Degree Completion Programs in Rural Counties

To Governor

AB 1351 Vargas: Office of Administrative Law: Regulations

No longer applicable to the Board

AB 1667 Saldana: Pupil Health: Individuals With Exceptional Needs

Inactive File

AB 1711 Strickland: Health Facilities: Immunizations

Chaptered 58

SB 73 Public Postsecondary Education: Master's Degree Nursing Programs

MSC: Pile/Phillips that the Board support SB 73. 8/0/0

SB 614 Figueroa: Certified Nurse-Midwives

MSC: Dietz/Phillips that the Board support SB 614. 8/0/0

SB 724 Scott: California State University: Doctoral Degrees

MSC: Dietz/Pile that the Board support SB 724. 8/0/0

SB 734 Torlakson: Controlled Substances

MSC: Pile/Glaab that the Board support SB 734. 8/0/0

SB 796 Figueroa: State Government Operation Accountability

MSC: Pile/Dietz that the Board watch SB 796. 8/0/0

SB 1111 Figueroa: Professions and Vocations

To Enrollment

9.0 REPORT OF THE DIVERSION/DISCIPLINE COMMITTEE

J. Furillo, Chairperson

9.1 Information Only: Enforcement Program Update and Statistics

E. Hochberg presented this report

A copy of the Enforcement Program statistics for the fiscal year 2004-2005 (July 2004 through June 2005) was provided for review.

The number of complaints received was larger than in any of the prior five fiscal years. The number of licensee disciplinary actions was nearly as high as the last fiscal year, despite budgetary constraints slowing down activity during the last two months. Applicant disciplinary actions, however, did exceed the five prior fiscal years.

The number of decisions settled by stipulated agreement reached 59%, a higher percentage than has ever been achieved previously.

Criminal actions filed also exceeded all five prior fiscal years. This reflects improvements in communication with the Division of Investigation.

The Board will continue to monitor statistics and future projections, and will also continue to monitor the Division of Investigation on cases referred to DOI in fiscal year 2005-2006.

9.2 Information Only: Probation Program Update and Statistics

L. Kawano presented this report

Program Update

W. Miyamura, a Probation Monitor with the Board of Registered Nursing for 14 years transferred to the Office of Emergency Services in the Drug Enforcement Unit. The program is currently recruiting to fill this vacancy.

Statistics

Below are the current statistics for the Probation Program through July 31, 2005.

MALE	105
FEMALE	315
CHEMICAL DEPENDENCY CASES	239
PRACTICE CASES	132
SOUTHERN CALIFORNIA	222
NORTHERN CALIFORNIA	198
PENDING AT THE AG	32
ADVANCED CERTIFICATES	40
TOTAL IN-STATE PROBATIONERS	420

9.3 Information Only: Diversion Program Update and Statistics

L. Kawano presented this report

Contractor Update

Contractor staff has remained stable for this reporting period. The BRN continues to work with the contractor to develop automated forms to streamline the program.

The contractor indicated that it is cost-prohibitive to establish the proposed two new Diversion Evaluation Committees. The contract does not require that they must establish new committees. Some of the alternatives being considered are to establish only one new committee in Bakersfield or a possible increase in the per-participant monthly charge. The BRN is working on resolution of this situation, and a final recommendation will be presented at the next meeting.

Diversion Evaluation Committees (DEC)

There are currently nine vacancies as follows: three Public, one Physician and five Registered Nurses. Recruitment efforts are continuing in an effort to establish a pool of eligible candidates for appointment.

Statistics

A copy of the Monthly Statistical Summary Report through July 2005 was provided for review. As of July 31, 2005, there are 1091 successful completions.

9.4 Approve/Not Approve: (a) Diversion Evaluation Committee (DEC) Member Appointments/Reappointments/Transfers (b) Information Only: Diversion Evaluation Committee Member Resignations/Term Expirations

L. Kawano presented this report

In accordance with Section 2770.2 (B&P), the Board of Registered Nursing is responsible for appointing persons to serve on the Diversion Evaluation Committee(s) of its Diversion Program. Each Committee is composed of three registered nurses, a physician and a public member with expertise in chemical dependency and/or mental health.

(a) Approve/Not Approve: Diversion Evaluation Committee Member Appointment/Term Extensions

Appointments:

Below are the names of candidates who were interviewed and are being recommended for appointment to a Diversion Evaluation Committee (DEC). If appointed, their terms will expire June 30, 2009.

Gaye Wilson	Nurse Member	North Central DEC #12
Alice Martin	Nurse Member	San Jose DEC #7

Term Extensions:

The following DEC members have served two terms and are requesting a one-year extension in their terms. If the appointments are approved, their terms will expire on June 30, 2006.

Jo Chavis	Nurse Member	Bay Area DEC #2
Anna Fisher	Nurse Member	Bay Area DEC #2

MSC: Dietz/Hayashi that the Board approve the DEC member appointments/term extensions.

8/0/0

**(b) Information Only: Diversion Evaluation Committee
Member Term Expirations**

Term Expirations:

The following DEC members' terms expired June 30, 2005. Letters and certificates of appreciation were sent to acknowledge their service to the program.

Steven Freedman	Nurse Member	San Jose DEC #7
Krista Harvell	Nurse Member	Oakland DEC #13

10.0 REPORT OF THE EDUCATION/LICENSING COMMITTEE
C. Morales-Board, Chairperson

10.1 Approve/Not Approve: Education/Licensing Committee
M. Minato presented this report

Continue Approval of Nursing Education Program:

- Dominican University of California, BSN Program
- Compton Community College, ADN Program
- Ohlone College, ADN Program

Defer Action to Continue Approval of Nursing Education Program:

- California State University, Los Angeles, BSN Program
- Merritt College, ADN Program

Approve Major Curriculum Revisions:

- Los Angeles Southwest College, ADN Program

MSC: Hayashi/Tate that the Board approve the recommendations from the Education/Licensing Committee. 8/0/0

10.2 Ratify Minor Curriculum Revisions
M. Minato presented this report

According to Board policy, Nursing Education Consultants may approve minor curriculum changes that do not significantly alter philosophy, objectives, or content. Approvals must be reported to the Education/Licensing Committee and the Board.

The following programs have submitted minor curriculum revisions that have been approved by the NECs:

- Western University of Health Sciences, Entry Level Master's Nursing Program
- Dominican University of California, Baccalaureate Degree Nursing Program
- Chabot College, Associate Degree Nursing Program

- El Camino College Associate Degree Nursing Program
- Long Beach City College Associate Degree Nursing Program
- Mendocino College, Associate Degree Nursing Program
- San Joaquin Delta College, Associate Degree Nursing Program
- University of San Diego, Nurse Practitioner Program

The following programs have submitted a progress report (interim visit) that has been accepted by the NECs:

- California State University, Chico, Baccalaureate Degree Nursing Program
- San Diego State University, Baccalaureate Degree Nursing Program
- University of San Francisco Baccalaureate Degree Nursing Program
- Butte College, Associate Degree Nursing Program
- Evergreen Valley College, Associate Degree Nursing Program
- Grossmont College, Associate Degree Nursing Program
- Sierra College, Associate Degree Nursing Program

MSC: Dietz/Hayashi that the Board approve the minor curriculum revisions. 8/0/0

10.3 Grant/Not Grant Initial Approval of California State University, San Marcos, Baccalaureate Degree Nursing Program

M. Minato presented this report

Dr. Judy Papenhausen is Chair of the School of Nursing.

An initial approval visit to California State University, San Marcos was conducted on May 10, 2005. The program was found to be in compliance with the Board's rules and regulations. There was one recommendation given pertaining to strengthening the integration of the program's unifying themes into the nursing course syllabus when faculty develops the complete syllabus.

California State University, San Marcos (CSUSM) is located in Northern San Diego County. Both the School of Nursing (SON) and the office of Health and Human Services (OHHS), the college that will house the SON, are in the developmental phase. OHHS will become CSUSM's fourth college over the next year.

The University will begin offering prerequisite courses for the nursing program in Fall 2005. In Fall 2006, 44 generic nursing students will begin the nursing courses. The SON has an academic advisor. The advisor is currently advising the pre-nursing students. In addition, the advisor is collecting data to demonstrate student demand in the pre-nursing courses so that the SON may apply for early impaction status. If it is granted the program may develop and use supplemental admission criteria for the nursing program.

The nursing curriculum consists of 44 semester units in the art and science of nursing of content required for licensure: 25 theory units and 19 clinical practice units. The BSN require a total of 134 semester units.

It is anticipated that two full-time faculty members will be hired in Spring 2006 to prepare the curriculum and to teach in the first year of the program, one of these full-time faculty members will be selected as assistant director. A full-time skills laboratory coordinator will also be hired during the 2005-2006 academic year to organize and prepare to open the skills laboratory in Fall 2006. The faculty positions will increase in proportion to program growth and student endorsements.

An interim site visit is scheduled in May 2006 to inspect the physical space and meet with faculty. Site visits are also scheduled in May 2007, the end of the first year of nursing courses, and in May 2009 when the first class graduates. The purpose of these visits is to evaluate program implementation.

MSC: Dietz/Corse that the Board grant initial approval of California State University, San Marcos, Baccalaureate Degree Nursing Program. 8/0/0

10.4 Grant/Not Grant Initial Approval for Western career College LVN to RN Associate Degree Nursing Program, Sacramento Campus

M. Minato presented this report

Georgeanne Adamy, MSN, RN, former program director at De Anza from 1996-2002, was hired as a consultant to develop the RN program at WCC. As the approved program director, Ms. Adamy will have 100% release time to administer the program without any assigned teaching load.

The initial program approval is proposed for the Sacramento Campus of Western Career College starting in January 2006. Western Career College (WCC) is a private, for profit institution owned and operated by U.S. Education Corporation. WCC was founded in 1967 in Sacramento, California. WCC now has three campuses including Sacramento, San Leandro and Pleasant Hills, California. WCC is accredited by the Western Association of Schools and Colleges (WASC). WASC is an institutional accrediting body recognized by the Council for Higher Education Accreditation and the U. S. Department of Education. Within the nursing and allied health fields, WCC currently offers Associate in Science degrees in dental assisting, medical assisting, medical billing, massage therapy, pharmacy and veterinary technology, and vocational nursing.

The Sacramento campus of WCC has an estimated student enrollment averaging 1500 annually and occupies approximately 40, 000 square feet of space in three buildings. Currently, WCC offers an 18 months LVN program at its Sacramento campus. WCC enrolls 60 LVN students every other term and typically, 40-50 complete the program annually. WCC's LVN program has NCLEX-VN pass rate ranging from 80-85 % annually. Initially, WCC anticipates graduates of WCC LVN program will be the primary feeder for the advanced placement LVN to RN

degree program. In January 2006, WCC plans to admit one cohort of 20 LVN to RN students and subsequently expand program enrollment to 24-30 per year, provided adequate resources and clinical facilities are available without displacing any existing clinical placements within the area.

A final approval visit took place on June 28, 2005. The program is in compliance with the Board's rules and regulations. No recommendations were identified. The LVN-RN curriculum consists of two sixteen week semesters, 67.5 units of content required for licensure and 37.5 units of nursing coursework including 16 units of credit for previous LVN education preparation (please refer to the attached CRL/TCP forms). The cost of the program is approximately \$15,000 per student including program texts and malpractice/liability coverage. Initially, students will take the program prerequisite sciences at other colleges/universities and transfer the required sciences and general education courses to WCC for completion of the RN associate degree. Within the next five years, WCC plans to offer the requisite sciences with lab.

The RN program schedule is designed for the working LVN with weekly evening lectures and two days of clinical per week (Fri/Sat or Sun/Mon). Clinical facilities include three acute care hospitals (Marshall, VA Mather, & Kindred) and two inpatient psychiatric facilities (Heritage Oaks and Sierra Vista). The final capstone nursing course in the program is a 6-7 week preceptorship that must be passed to complete the program. WCC's proposed clinical placements in the greater Sacramento area will not displace any existing nursing program rotations. Ms. Adamy is already a member of the local regional clinical facility planning group. The program's clinical instructor to student ratio will be 1:10 initially, and never exceed a 1:12 ratio. Resources available to the program include four smart classrooms, two skills labs (one 10 bed and a new 5 bed advanced nursing skills lab), a dedicated computer lab with appropriate RN software including ATI NCLEX readiness materials, full internet library and journal access for students as well as a central on-campus library with select nursing reference materials. The program intends to hire three full time instructors, and requisite part time faculty to staff the open skills lab and assist the full time faculty in the clinical area as needed. The program will also have a full time administrative assistant. WCC and U. S. Education Corporation are in full support of the program and committed to maintaining the academic rigor within the program to prepare safe, competent registered nurses and graduates that pass the NCLEX-RN examination on first attempt.

Two interim visits will be made in 2006-2007, one as the first group of students is graduating and a second visit post graduation to fully evaluate implementation of the program and satisfactory performance on the NCLEX examination.

MSC: Dietz/Corse that the Board grant initial approval for Western Career College LVN to RN Associate Degree Nursing Program, Sacramento Campus. 8/0/0

10.5 Information Only: NCLEX Pass Rate Update

K. Daugherty presented this report

The Board of Registered Nursing receives quarterly reports from the National Council of State Boards of Nursing (NCSBN) about the NCLEX-RN test results by quarter and with an annual perspective. The following tables show this information for 12 months and by each quarter.

NCLEX RESULTS – FIRST TIME CANDIDATES

July 1, 2004 – June 30, 2005

JURISDICTION	TOTAL TAKING TEST	PERCENT PASSED %
California	6,327	84.31 %
United States and Territories	94,056	86.15 %

CALIFORNIA NCLEX RESULTS – FIRST TIME CANDIDATES

By Quarters and Year – July 1, 2004 – June 30, 2005

07/01/04- 09/30/04*		10/01/04- 12/31/04*^		01/01/05- 03/31/05*		04/01/05- 06/30/05*		07/01/04- 06/30/05*	
# cand.	% pass	# cand.	% pass	# cand.	% pass	# cand.	% pass	# cand.	% pass
2,655	82.98	582	73.54	1,852	87.74	1,238	87.08	6,327	84.31

*Includes (7), (7), (6) & (6)“re-entry” candidates

^Exam length for all candidates increased to 6 hours beginning in this quarter

The Nursing Education Consultants monitor the NCLEX results of their assigned programs. Current procedure provides that after each academic year, if there is substandard performance (below 70% pass rate for first time candidates), the NEC requests that the program director submit a report outlining the program's action plan to address this substandard performance. Should this substandard performance continue in the second academic year, an interim visit is scheduled and a written report is submitted to the Education/Licensing Committee. If there is no improvement in the next quarter, a full approval visit is scheduled within six months. A report is made to the Education /Licensing Committee following the full approval visit.

The Board will continue to monitor results.

11.0 REPORT OF THE NURSING PRACTICE COMMITTEE

G. Corse, Chairperson

11.1 Information Only: The Role of the Registered Nurse in the Management of Patients Receiving IV Moderate Sedation/Analgesia for Therapeutic, Diagnostic or Surgical Procedures. (Previously Conscious Sedation)

J. Wackerly presented this report

The updated advisory information: The Role of the RN in the Management of Patients Receiving IV Moderate Sedation/Analgesia for Therapeutic, Diagnostic, or Surgical Procedures, was provided for review. The proposed advisory is in compliance with JCAHO standards, and ASA standards.

The BRN advisory information on Conscious Sedation approved 09/95 and revised 07/97 is no longer current practice.

Sedation has recently been recognized as occurring on a continuum. In January 2001 the Joint Commission on Accreditation of Health Organizations, JCAHO, set standards for sedation and anesthesia care that apply when patients receive, in any setting, for any purpose, moderate or deep sedation as well as general, spinal, or other major regional anesthesia. The JCAHO Standards for Sedation and Anesthesia Care defines four levels of sedation and anesthesia.

The American Society of Anesthesiologists in January 2005 provides a JCAHO Compliance Tool Kit, Sedation Model Policy. Sedation and analgesia (a.k.a. conscious sedation) for diagnostic, therapeutic, and invasive procedures. The purpose is to establish appropriate standards for administration and monitoring sedation and analgesia. The Sedation Model Policy provides the framework for hospitals to set policy for sedation and analgesia for diagnostic, therapeutic, and invasive procedures to be practiced throughout the hospital in accord with the policy, American Society of Anesthesiologists. ASA. Please see attachments: JCAHO, ASA.

11.2 Information Only: California Nurses Association vs BVNPT; Sacramento County Superior Court, Case No. 00AS00900

J. Wackerly presented this report

The RN may no longer delegate to the LVN administration of intravenous medication to patients in hemodialysis, pheresis and blood banks settings as previously adopted in the California Code of Regulations, Section 2542, 2542.1, 2547, and 2547.1 of Title 16.

On July 14, 2005, the Sacramento Superior Court granted a petition for a writ of mandate filed by the California Nurses Association which commands the LVN Board to set aside regulations adopted in 2003 which permitted licensed vocational nurses (LVNs) to administer intravenous medication to patients in hemodialysis, pheresis and blood bank settings under certain conditions.

A copy was provided for review, of the January 29, 2003 Notice of Approval of Regulatory Action issued by the Office of Administrative Law that were **invalidated by the writ of mandate issued by the Superior Court. The regulations are now invalid as a matter of law and will no longer be enforced by the LVN Board.**

The LVN Board on its Website www.bvnpt.ca.gov, Recent News: Regulatory Update provides the above information. The LVN Board also expects licensed

vocational nurses and those responsible for the operation of affected medical and health care facilities to immediately discontinue the administration of intravenous injections of medications by LVNs.

12.0 ELECTION OF OFFICERS

L. Tate presented this report

Due to appointment changes to the Board, it is necessary to conduct Election of Officers for the remainder of the year.

Pursuant to the Sturgis Rules of Order, a nomination is the formal presentation to the Board of the name of a member as a candidate for a particular office. Nominations from the floor are always permitted even if the initial nominations are made by a nominating committee or in another fashion. Nominations do not require seconds.

Nomination from O. Pile: L. Tate, President and J. Furillo, Vice President for the remainder of the year.

There were no nominations from the floor.

MSC: Hayashi/Morales-Board that the Board accept the nomination of O. Pile. 8/0/0

Meeting Adjourned at 11:45 am.

Ruth Ann Terry M.P.H., RN.
Ruth Ann Terry, MPH, RN
Executive Officer

L. Tate
L. Tate
President